

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUN 14 2004

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed AUG 28 1997 under TR-013

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The applicant **David C. Finley and Laura M. Finley** hereby make application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under a portion of **Claim 55 of the Truckee River Decree**, said Decree entered by the District Court of the United States for Nevada in that certain action entitled "The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants", in Equity Docket A-3.

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1. The source of water is **Truckee River**
2. The amount of water to be changed **4.60 afa and a prorata share of the diversion rate**
3. The water to be used for **As Decreed**
4. The water heretofore permitted for **As Decreed**
5. The water is to be diverted at the following point **within the NE¼ of the NW¼ of Section 19, T.19N., R.19E., M.D.M., or at a point from which the northeast corner of said Section 19 bears South 88°05' East a distance of 2620 feet. Lake Ditch per Orr Ditch Decree.**
6. The existing permitted point of diversion is located within **the NE¼ of the SW¼ of Section 31, T.19N., R.18E., M.D.M. or at a point from which the southeast corner of said Section 31 bears South 62°04' East a distance of 3195 feet. Steamboat Canal per Orr Ditch Decree.**
7. Proposed place of use **1.15 acres within the SE¼ of the SW¼ of Section 6, T.18N., R.20E., M.D.M., within Washoe County Assessor's Parcel Number 43-150-01, as shown on Map No. TR-013; exact location to be determined upon proof of beneficial use.**
8. Existing place of use **1.15 acres within the SW¼ of the SW¼ of Section 15, T.19N., R.19E., M.D.M.. All of Assessor's Parcel Number 09-240-34, as shown on Map TR-119.**
9. Use will be from **As Decreed to As Decreed** of each year.
10. Use was permitted from **As Decreed to As Decreed** of each year.
11. Description of proposed works **Headgate in Lake Ditch to pipelines and laterals.**
12. Estimated cost of works **Completed.**
13. Estimated time required to construct works **Completed.**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks: **An assignment to the Finley's for this right is being submitted this same date.**

By **s/George G. Lindesmith**  
**George G. Lindesmith**  
**Tri State Surveying 1925 E. Prater Way**  
**Sparks, Nevada 89434**

Compared cmf/sam d1/ gkl  
 Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of the Truckee River as heretofore granted under Claim 55, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is limited to the irrigation of 1.15 acres within the described place of use and not to exceed an annual duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources. The period of use is as decreed.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.013 cubic feet per second, but not to exceed 4.60 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use on or before:

July 8, 2010

Proof of the application of water to beneficial use shall be filed on or before:

August 8, 2010

Map in support of proof of beneficial use shall be filed on or before:

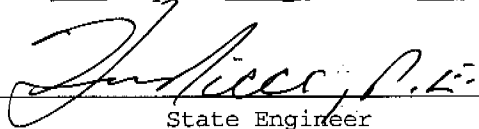
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 8th day of July, A.D. 2005

  
State Engineer

Completion of work filed August 14, 1958 under 11489

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_